IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

WEDNESDAY, THE SIXTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

And
THE HON'BLE SRI JUSTICE G.CHANDRAIAH

WRIT APPEAL NO : 1254 of 2005

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 17/06/2005 in WP NO : 6417 OF 2005 on the file of the High Court.)

Between:

M. Suryanarayana, S/o. Siva Rao, Hindu,
Myulavaram (V), Krishna District.

..... APPELLANT

AND

1 The Government of Andhra Pradesh, Rep. by its Principal Secretary Revenue (Endowments) Department, Secretariat, Hyderabad, Andhra Pradesh.
2 The Commissioner, Endowments Department, Andhra Pradesh, Tilak Road, Nampally, Hyderabad, Andhra Pradesh.
3 The Executive Officer, Sri Venkateswara Swamy Devasthanam, Jamalapuram (V), Yerrupalem Mandal, Khammam District.

.....RESPONDENTS

Counsel for the Appellant : MR.G.V.L.N.MURTHY

Counsel for the Respondents No. 1 & 2 : GP FOR ENDOWMENTS

Counsel for the Respondent No.3 : MR.RAVI KONDAVEETI

The Court at the admission stage, made the following :

–

–

JUDGMENT : (Per Hon'ble Sri Bilal Nazki, ACJ)

Heard learned Counsel for the appellant.

This is an appeal filed against an order passed by learned Single Judge in writ petition No.6417 of 2005. The contention of the petitioner was that he had entered into a leasehold right agreement for sale of coconuts in five shops of Sri Venkateswara Swamy Devasthanam, Jamalapuram, for a period of three years. But in spite of that, the respondents have re-notified the lease for the period beyond 31.3.2005. The learned Single Judge, on the basis of the evidence produced before him, came to the conclusion that the notification, in pursuance of which the lease had been granted to the petitioner, mention the period of lease as from 01.4.2004 to 31.3.2005. Though one of the respondents had recommended that the lease should be for a period of three years, the accepting authority had only accepted the lease for one year. Lease had been notified for one year, accepted for one year and as such, the petitioner/appellant had no legal right to enforce the lease beyond 31.3.2005.

We do not find any infirmity in the order passed by the learned Single Judge. Appeal is dismissed. No order as to costs.

_____

(BILAL NAZKI, ACJ)

6th July 2005.

(G. CHANDRAIAH, J)

ajr

To

1 The Principal Secretary, Government of Andhra Pradesh,
Revenue (Endowments) Department, Secretariat, Hyderabad.
2 The Commissioner, Endowments Department, Andhra Pradesh,
Tilak Road, Nampally, Hyderabad.
3 The Executive Officer, Sri Venkateswara Swamy Devasthanam,
Jamalapuram (V), Yerrupalem Mandal, Khammam District.

4 Two C.Cs. to the GP for Endowments, High Court of AP, Hyderabad

(OUT)

5 2 CD copies